

DECLARATION AND POWER OF ATTORNEY

As the below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names.

We believe that we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled **MEDICAL DEVICE FORMED OF POLYESTER COPOLYMER**, the specification of which is being submitted herewith.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by or any amendment(s) referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

We hereby declare under penalty of perjury under the laws of the United States of America that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby appoint the following attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith:

EDWARD J. LYNCH, Registration No. 24,422
DEREK P. FREYBERG, Registration No. 29,250
HERWIG von MORZE, Registration No. 29,484

Y. PING CHOW, Registration No. 30,740
WILLIAM SCHMONSEES, Registration No. 31,796
WALTER KURZ, Registration No. 37,373
WILLIAM B. ANDERSON, Registration No. 41,585
PRISCILLA H. MARK, Registration No. 41,970
SOODABEH TRONSON, Registration No. 41,354
JAMES ALLAN FOX, Registration No. 38,455
MARINA I. HEUSCH, Registration No. 47,647
of the firm Heller Ehrman White & McAuliffe LLP
275 Middlefield Road
Menlo Park, CA 94025-3506
Telephone: (650) 324-7000

and

EARL A. BRIGHT II, Registration No. 37,045
RONALD D. DEVORE, Registration No. 39,958
THOMAS A. HASSING, Registration No. 36,159
TIM L. KITCHEN, Registration No. 41,900
SUSAN K. THOMAS, Registration No. 39,780
PHILIP S. YIP, Registration No. 37,265
of Guidant Corporation
P.O. Box 58167
Santa Clara, CA 95052-8167
(408) 845-3000

and

GEORGE M. COOPER, Registration No. 20,201
ERIC S. SPECTOR, Registration No. 22,495
FELIX J. D'AMBROSIO, Registration No. 25,721
DOUGLAS R. HANSCOM, Registration No. 26,600
JIM W. HELLWEGE, Registration No. 28,808
WILLIAM A. BLAKE, Registration No. 30,548
COLIN D. BARNITZ, Registration No. 35,061
of the firm JONES, TULLAR & COOPER, P.C.
2001 Jefferson Davis Highway
Box 2266, EADS Station
Arlington, VA 22202
Telephone: (703) 415-1500

Direct all correspondence to:

Edward J. Lynch
Heller Ehrman White & McAuliffe LLP
275 Middlefield Road
Menlo Park, CA 94025-3506
Direct Dial: (650) 324-7098
Facsimile: (650) 324-0638

Full Legal Name of First and Joint Inventor: Srinivasan Sridharan

Executed on this 16 day of JULY, 20 01

Inventor's Signature: 

Residence Address: 175 Bender Circle, Morgan Hill, CA 95037

P.O. Box Address: (same as above)

Citizenship: Indian

Full Legal Name of Second and Joint Inventor: Timoteo Tomas

Executed on this _____ day of _____, 20 _____

Inventor's Signature: _____

Residence Address: 4449 Caballo Street, Union City, CA 94587

P.O. Box Address: (same as above)

Citizenship: Phillipines

309248 v01.SV (6MM801!.DOC)

09248 v01.SV (6MM801!.DOC)

Full Legal Name of First and Joint Inventor: Srinivasan Sridharan

Executed on this _____ day of _____, 20____

Inventor's Signature: _____

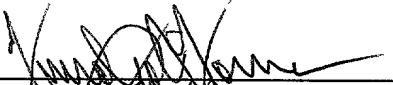
Residence Address: 175 Bender Circle, Morgan Hill, CA 95037

P.O. Box Address: (same as above)

Citizenship: Indian

Full Legal Name of Second and Joint Inventor: Timoteo Tomas

Executed on this 16th day of July, 2001

Inventor's Signature: 

Residence Address: 449 Caballo Street, Union City, CA 94587

P.O. Box Address: (same as above)

Citizenship: Phillipines

309248 v01.SV (6MM801!.DOC)

109248-42041560